

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: ETHICON, INC.

PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CASE(S)
ON THE EXHIBIT ATTACHED HERETO.

**ORDER TO DISMISS DEFENDANTS WITHOUT PREJUDICE
(PURSUANT TO PTO NO. 293 AS AMENDED BY PTO NO. 298 – NON-REVISION
GYNECARE PRODUCTS)**

Pursuant to Pretrial Order No. 293 as Amended by PTO No. 298 (hereinafter collectively referred to as the “Non-Revision PTOs”), the plaintiffs (and all derivative plaintiffs), listed on the attached Exhibit A have agreed to dismiss Ethicon, Inc., Johnson & Johnson and Ethicon, LLC¹ (hereinafter referred to as the “Ethicon defendants”) without prejudice. The plaintiffs listed on the attached Exhibit A have filed an Election Form electing to “[d]ismiss [their] presently pending case without prejudice subject to the waiver provisions” in the Non-Revision PTOs. **For the cases listed on the attached exhibit, dismissal without prejudice applies to the Ethicon defendants only.**

The court **ORDERS** that the Ethicon defendants are **DISMISSED WITHOUT PREJUDICE** pursuant to the provisions of the Non-Revision PTOs and, in any case on Exhibit A where the Ethicon defendants are the only remaining defendants, the case is **STRICKEN** from

¹ As used herein, “Ethicon Defendants” refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc., as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327.

the active docket. The court further **ORDERS** that for any case listed on Exhibit A that resides in the Ethicon MDL and names other MDL defendants other than the Ethicon defendants, plaintiffs shall file a Motion to Transfer MDLs within **four (4) weeks** of the entry of this Order.

The court **DIRECTS** the Clerk to file a copy of this order in MDL No. _____ and in each case listed on the attached Exhibit(s) and to send a copy of this Order to counsel of record and any unrepresented party. The Clerk is further **DIRECTED** to link this Order to the Proposed Order to Dismiss filed at ECF No. ____.

ENTER:

Exhibit A

Kotlarsz	2:13-cv-09366
Happ	2:13-cv-09383
Richards	2:13-cv-09400
Figueroa	2:13-cv-09401
Brown	2:13-cv-09449
Grooms	2:13-cv-09450
Hicks	2:13-cv-09453
Padilla	2:13-cv-09555
Still-Trudgeon	2:13-cv-09563
Perisic	2:13-cv-09568
Bullard	2:13-cv-09598
Mapes	2:13-cv-09599
Barron	2:13-cv-09602
Tinsley	2:13-cv-09603
Hampton	2:13-cv-09616
Londeck	2:13-cv-09776
Dotson	2:13-cv-09867
Duck	2:13-cv-09881
Dottore	2:13-cv-09896
Bigsbee	2:13-cv-09985
Reeder-Dillon	2:13-cv-10025
Seldess	2:13-cv-10040
Oxley	2:13-cv-10150
Carr	2:13-cv-10231
Barnes	2:13-cv-10241
Walsh	2:13-cv-10294
Black	2:13-cv-10295
Martinez	2:13-cv-10310
Howell	2:13-cv-10353
Wickman	2:13-cv-10397
Wilson	2:13-cv-10398
York	2:13-cv-10401
Ashbaugh	2:13-cv-10423
Walsh	2:13-cv-10531
Bauer	2:13-cv-10567
Gonzales	2:13-cv-10603
Fink	2:13-cv-10641
Monaco	2:13-cv-10675
Perry	2:13-cv-10707

Reilly	2:13-cv-10726
High	2:13-cv-10808
Tittle	2:13-cv-10831
Murry	2:13-cv-10849
Roper	2:13-cv-10897
Wenger	2:13-cv-10948
Suter	2:13-cv-11018
Larsen	2:13-cv-11032
Pixley	2:13-cv-11033
Maulden	2:13-cv-11041
Spencer	2:13-cv-11070
Costner	2:13-cv-11103
Moses	2:13-cv-11109
Steele	2:13-cv-11112
Cook	2:13-cv-11117
Hampton	2:13-cv-11164
Bottke	2:13-cv-11171
Bistrek	2:13-cv-11172
Roark-McIntyre	2:13-cv-11206
Olsen	2:13-cv-11246
Fowler	2:13-cv-11253
Decuir	2:13-cv-11260
Mandrell	2:13-cv-11264
Campos	2:13-cv-11275
Utley	2:13-cv-11316
Cottrell	2:13-cv-11341
Fisher	2:13-cv-11387
Biunno	2:13-cv-11402
Gilbert	2:13-cv-11433
Broken Nose	2:13-cv-11463
Holdren	2:13-cv-11464
Shealy	2:13-cv-11465
Taylor	2:13-cv-11466
White	2:13-cv-11553
Smit	2:13-cv-11574
Harbin	2:13-cv-11630
Devore	2:13-cv-11668
Harris	2:13-cv-11675
Nickens	2:13-cv-11680
McCarroll	2:13-cv-11697
Moore	2:13-cv-11729

Burns	2:13-cv-11802
Cole	2:13-cv-11808
Fuhrman	2:13-cv-11809
Tingle	2:13-cv-11813
Fresh	2:13-cv-11856
Friedman	2:13-cv-11862
Harrington-Cressey	2:13-cv-11890
Stumpf	2:13-cv-11898
Brennan	2:13-cv-11914
Barnhart	2:13-cv-11920
Miles	2:13-cv-11925
Chapnik	2:13-cv-11941
Guindon	2:13-cv-11991
Doenges	2:13-cv-12007
Adams	2:13-cv-12018
Williams	2:13-cv-12022
Craddock	2:13-cv-12038
Scott	2:13-cv-12045
Kersey	2:13-cv-12054
Woods	2:13-cv-12085
Jordan	2:13-cv-12147
Cowlshaw	2:13-cv-12170
Martell	2:13-cv-12213
Plata	2:13-cv-12240
Young	2:13-cv-12256
Payne	2:13-cv-12263
Beck	2:13-cv-12360
Biven	2:13-cv-12361
Davidson	2:13-cv-12364
Hall	2:13-cv-12368
Keeton	2:13-cv-12370
Kreiss	2:13-cv-12372
Krtolica	2:13-cv-12373
Lackey	2:13-cv-12374
Maughon	2:13-cv-12375
Nagle	2:13-cv-12376
Ramirez	2:13-cv-12380
Ratliff	2:13-cv-12381
Taylor	2:13-cv-12383
Wheeler	2:13-cv-12386
Winters	2:13-cv-12387

Tucker	2:13-cv-12394
Harris	2:13-cv-12406
Laine	2:13-cv-12435
Reid	2:13-cv-12447
Naylor	2:13-cv-12452
Wear	2:13-cv-12475
Glover	2:13-cv-12520
McLain	2:13-cv-12592
Hutchinson	2:13-cv-12598
Mathis	2:13-cv-12615
Lockwood	2:13-cv-12617
Montgomery	2:13-cv-12632
Smith	2:13-cv-12698
Autrey, deceased	2:13-cv-12704
Lemmons	2:13-cv-12706
Riley	2:13-cv-12730
Smith	2:13-cv-12742
Schlagle	2:13-cv-12808
Hurley	2:13-cv-12828
Bell	2:13-cv-12838
Bond	2:13-cv-12841
Herrera	2:13-cv-12887
Wilson	2:13-cv-12908
Morgan	2:13-cv-12913
Daleo	2:13-cv-12942
Kopke	2:13-cv-12944
Williams	2:13-cv-12946
Arce	2:13-cv-12947
Woolfolk	2:13-cv-12949
Eastman	2:13-cv-12952
Hailey	2:13-cv-12955
Zimmerman	2:13-cv-12956
Dancer	2:13-cv-12977
Fagan	2:13-cv-12982
Hoffer	2:13-cv-12985
Lawrence	2:13-cv-12990
Parker	2:13-cv-13066
Pentheny	2:13-cv-13068
Rixie	2:13-cv-13072
Sites	2:13-cv-13078
Sweasy	2:13-cv-13081

Thrasher	2:13-cv-13082
Trinkle	2:13-cv-13083
Hulse	2:13-cv-13096
Schwarz	2:13-cv-13108
Askew	2:13-cv-13131
Lowe	2:13-cv-13141
Menge	2:13-cv-13146
Miller	2:13-cv-13150
Minnis	2:13-cv-13152
Moyer	2:13-cv-13153
Murray	2:13-cv-13155
Neet	2:13-cv-13157
Noel	2:13-cv-13158
Olsen	2:13-cv-13160
Vasquez	2:13-cv-13161
Wernimont	2:13-cv-13168
Flock	2:13-cv-13181
Gonzalez	2:13-cv-13222
Kujawski	2:13-cv-13253
Harris	2:13-cv-13265
Matthews	2:13-cv-13266
Phillips	2:13-cv-13268
Morris	2:13-cv-13349
Kingsbury	2:13-cv-13376
Benson	2:13-cv-13387
Brock	2:13-cv-13389
Waters	2:13-cv-13391
McKeen	2:13-cv-13392
Panzullo	2:13-cv-13394
Dionne	2:13-cv-13395
Stugart	2:13-cv-13414
Young	2:13-cv-13432
Mattox	2:13-cv-13444
Thompson	2:13-cv-13448
Juergens	2:13-cv-13455
Seale	2:13-cv-13460
Woods	2:13-cv-13461
Larson	2:13-cv-13517
Norton	2:13-cv-13529
Cordova	2:13-cv-13530
Critzer	2:13-cv-13533

Henley	2:13-cv-13577
Dean	2:13-cv-13579
Skei	2:13-cv-13581
Baer	2:13-cv-13625
Carrico	2:13-cv-13665
Henry	2:13-cv-13668
McAlister	2:13-cv-13670
McKeehan	2:13-cv-13671
Mitchell	2:13-cv-13672
Okelsrud	2:13-cv-13676
Wolfe	2:13-cv-13681
Cooper	2:13-cv-13690
Debardelen	2:13-cv-13700
Moreno	2:13-cv-13729
Turpin	2:13-cv-13732
Drake	2:13-cv-13823
Cumbia	2:13-cv-13824
Cosper	2:13-cv-13837
Deeb	2:13-cv-13840
Isabell	2:13-cv-13857
Mason	2:13-cv-13864
Thompson	2:13-cv-13879
Torres	2:13-cv-13881
Moslow	2:13-cv-13894
Lottman	2:13-cv-13907
Morales	2:13-cv-13912
Meza	2:13-cv-13915
McGuigan	2:13-cv-13923
Neese	2:13-cv-13929
Wishart (Deceased, 04/04/2013)	2:13-cv-13930
Martinez	2:13-cv-13931
Denny	2:13-cv-13964
Moreno	2:13-cv-14051
Blake	2:13-cv-14063
Briggs	2:13-cv-14064
Erhart	2:13-cv-14067
Dellario	2:13-cv-14068
Rodriguez	2:13-cv-14071
Youngblood	2:13-cv-14126
Tarap	2:13-cv-14210
Elwell	2:13-cv-14252

Wheeler	2:13-cv-14285
Carly	2:13-cv-14291
Reghunathan	2:13-cv-14318
Nolin	2:13-cv-14331
Higgins	2:13-cv-14343
Welch	2:13-cv-14346
Garletts	2:13-cv-14349
Smith	2:13-cv-14361
Miller	2:13-cv-14371
Ousley	2:13-cv-14398
Heyns	2:13-cv-14417
Lacey	2:13-cv-14430
Wilt	2:13-cv-14467
Heck	2:13-cv-14501
Doherty	2:13-cv-14533
Humphries	2:13-cv-14558
Tucker	2:13-cv-14586
George	2:13-cv-14587
Melnyk	2:13-cv-14595
Sawyer	2:13-cv-14599
Stevens	2:13-cv-14619
Dizoglio	2:13-cv-14624
Wittkamp	2:13-cv-14636
Chandlee	2:13-cv-14676
Nichols	2:13-cv-14679
Young	2:13-cv-14682
Gonzalez-Bleiberg	2:13-cv-14705
Marshall	2:13-cv-14709
Fink	2:13-cv-14731
Earnest	2:13-cv-14734
Reyes	2:13-cv-14781
Seeley	2:13-cv-14782
Casey	2:13-cv-14882
Rodriguez	2:13-cv-14898
Jaeger	2:13-cv-14906
Carrillo	2:13-cv-14909
Lewis	2:13-cv-14910
Torbush	2:13-cv-14912
Simpson	2:13-cv-14949
Locke	2:13-cv-14971

Presley	2:13-cv-14996
Henderson	2:13-cv-15000
Johnson	2:13-cv-15019
Stull	2:13-cv-15058
Blankenship	2:13-cv-15081
Loomis	2:13-cv-15090
Domeracki	2:13-cv-15091
Davis	2:13-cv-15100
Biswell	2:13-cv-15154
Mertens	2:13-cv-15199
Schneider	2:13-cv-15233
Rose	2:13-cv-15235
Damore	2:13-cv-15238
Ramsey	2:13-cv-15239
Frasier	2:13-cv-15243
Kuchta	2:13-cv-15249
Brumbelow	2:13-cv-15251
Hand	2:13-cv-15280
Banwell	2:13-cv-15282
Mosley	2:13-cv-15286
Crawford	2:13-cv-15317
Fuglie	2:13-cv-15319
Gilbertson	2:13-cv-15322
Robinson	2:13-cv-15365
Dishon	2:13-cv-15403
Dudding	2:13-cv-15405
Richardson	2:13-cv-15411
Hatthorn	2:13-cv-15417
Valle	2:13-cv-15459
Kennington	2:13-cv-15462
Levin	2:13-cv-15470
DeVictoria	2:13-cv-15472
Martin	2:13-cv-15476
Blancas	2:13-cv-15509
Crouse	2:13-cv-15536
Rutz	2:13-cv-15595
Stilwell	2:13-cv-15625
Fett	2:13-cv-15645
Clark	2:13-cv-15668
Worton	2:13-cv-15682
Campas	2:13-cv-15698

Eubanks	2:13-cv-15720
Lewman	2:13-cv-15726
Dublo	2:13-cv-15731
Rose	2:13-cv-15797
Turner	2:13-cv-15828
Belknap	2:13-cv-15834
Hurd	2:13-cv-15885
Kofler	2:13-cv-15912
Monaghan	2:13-cv-15916
Heller	2:13-cv-15922
Hoggatt	2:13-cv-15972
Wooldridge	2:13-cv-16018
Ashburn	2:13-cv-16019
Collins	2:13-cv-16022
Duncan	2:13-cv-16024
Flores	2:13-cv-16026
Hill	2:13-cv-16028
Morea	2:13-cv-16060
Karlin	2:13-cv-16084
Ryan	2:13-cv-16092
Anderson	2:13-cv-16100
Moore	2:13-cv-16135
Moore	2:13-cv-16138
Sheets	2:13-cv-16154
Upton	2:13-cv-16181
Weber	2:13-cv-16185
Winters	2:13-cv-16189
Buman-Aden	2:13-cv-16192
Hammond	2:13-cv-16194
Chatterton	2:13-cv-16206
Schnur	2:13-cv-16219
Lane	2:13-cv-16252
McMahon	2:13-cv-16281
D'Alleva	2:13-cv-16312
Gore	2:13-cv-16314
Carr	2:13-cv-16318
Rousan	2:13-cv-16324
Mattmiller	2:13-cv-16329
Smith	2:13-cv-16333
Termini	2:13-cv-16335
Virola	2:13-cv-16338

Wright	2:13-cv-16344
Bethel	2:13-cv-16446
LaCommare	2:13-cv-16467
Rahija	2:13-cv-16480
Goldstein	2:13-cv-16481
Guldin	2:13-cv-16508
McCollum	2:13-cv-16521
Muniz	2:13-cv-16522
Stone	2:13-cv-16528
Woods	2:13-cv-16531
Renfro	2:13-cv-16620
Demuth	2:13-cv-16625
Lewis	2:13-cv-16630
Connell	2:13-cv-16646
Nelson	2:13-cv-16649
Quintero	2:13-cv-16659
Soderman	2:13-cv-16723
Stuck	2:13-cv-16726
Taylor	2:13-cv-16770
Cortez	2:13-cv-16772
Woods	2:13-cv-16817
Ibarra	2:13-cv-16842
Wright	2:13-cv-16857
Hacker	2:13-cv-16968
Smith	2:13-cv-16991
Guthrie	2:13-cv-17055
Kilgallen	2:13-cv-17059
Redmon	2:13-cv-17169
Jackson	2:13-cv-17238
Deters	2:13-cv-17244
Miller	2:13-cv-17264
Schultz	2:13-cv-17294
Vaughn	2:13-cv-17334
McNeal	2:13-cv-17420
Sam	2:13-cv-17456
Sills	2:13-cv-17481
Adamson	2:13-cv-17531
Adams	2:13-cv-17568
Ndungu	2:13-cv-17570
Heasler	2:13-cv-17572
White	2:13-cv-17601

Worley	2:13-cv-17602
Markrum	2:13-cv-17626
Scott	2:13-cv-17633
King	2:13-cv-17667
Easley	2:13-cv-17668
Stevens	2:13-cv-17723
Sellars	2:13-cv-17749
Underwood	2:13-cv-17800
Reese	2:13-cv-17886
Oakes	2:13-cv-17922
Sidberry-Cox	2:13-cv-17954
Holober	2:13-cv-17971
Brown	2:13-cv-18016
Swentek	2:13-cv-18017
Estes	2:13-cv-18019
Rose	2:13-cv-18037
Burnette	2:13-cv-18100
Turnbow	2:13-cv-18149
Farrow	2:13-cv-18242
Spalletta	2:13-cv-18259
Disch	2:13-cv-18356
Campagna	2:13-cv-18416
Henze	2:13-cv-18419
Holt	2:13-cv-18423
Diaz	2:13-cv-18427
Faccinto	2:13-cv-18430
Kiessling	2:13-cv-18439
Javins	2:13-cv-18479
Knowles	2:13-cv-18539
Wagner	2:13-cv-18548
Shepard	2:13-cv-18549
Robbins	2:13-cv-18553
McAllister	2:13-cv-18580
Ostaszewski	2:13-cv-18582
Barone	2:13-cv-18612
Olvera	2:13-cv-18618
Samples	2:13-cv-18643
Sismondo	2:13-cv-18659
Bowen	2:13-cv-18693
Martin	2:13-cv-18703
Walker	2:13-cv-18727

Howard	2:13-cv-18729
Mason	2:13-cv-18748
Brancato	2:13-cv-18825
Rangel	2:13-cv-18850
Garcia	2:13-cv-18881
Gunnarson	2:13-cv-18885
Taylor	2:13-cv-18912
Schmitz	2:13-cv-19011
Ella-Braxton	2:13-cv-19015
Crawford	2:13-cv-19045
Pate	2:13-cv-19065
Cosby	2:13-cv-19124
Van Erven	2:13-cv-19141
Depucci	2:13-cv-19214
Hovarter	2:13-cv-19252
Thomas	2:13-cv-19253
Lamkins	2:13-cv-19254
Babcock	2:13-cv-19258
Marshall	2:13-cv-19323
Simintal	2:13-cv-19365
Daney	2:13-cv-19370
Swank	2:13-cv-19398
Hunter	2:13-cv-19442
Yates	2:13-cv-19450
Queen	2:13-cv-19561
Reidinger	2:13-cv-19566
Elliott	2:13-cv-19610
Bryan	2:13-cv-19613
Thornton	2:13-cv-19616
Yelle	2:13-cv-19666
Canham	2:13-cv-19709
Martin-Fearon	2:13-cv-19718
Vaught	2:13-cv-19759
Johnson	2:13-cv-19785
Mahrer	2:13-cv-19795
Garstang	2:13-cv-19833
Martin	2:13-cv-19854
Boen	2:13-cv-19855
Rodriguez	2:13-cv-19887
Medina	2:13-cv-19902
Howell	2:13-cv-19918

Ayasisolmany	2:13-cv-19927
Kesend	2:13-cv-19936
Enlow	2:13-cv-19948
Madden	2:13-cv-19957
Pickren	2:13-cv-19975
Sniderohler	2:13-cv-20011
Swarmer	2:13-cv-20034
Jansen	2:13-cv-20045
Spruell	2:13-cv-20071
Garcia	2:13-cv-20087
Beam	2:13-cv-20119